

**SUPERIOR COURT OF CALIFORNIA,
COUNTY OF VENTURA
VENTURA**

MINUTE ORDER

DATE: 12/03/2013

TIME: 09:30:00 AM

DEPT: 21

Judicial Officer Presiding: Tari Cody
CLERK: Martha Lagana
REPORTER/ERM: Lisa Lemus

CASE NO: **56-2011-00408712-CU-CO-VTA**

CASE TITLE: **North Kern Water Storage District vs City of Bakersfield**

CASE CATEGORY: Civil - Unlimited CASE TYPE: Contract - Other

EVENT TYPE: Court Trial (LC)

APPEARANCES

SCOTT K KUNEY, counsel, present for Plaintiff(s)
DOUGLAS GOSLING, counsel, present for Plaintiff(s)
COLIN PEARCE, counsel, present for Defendant(s)
JOLIE-ANNE S. ANSLEY, counsel, present for Defendant(s)

8th Day of Trial

At 9:47 a.m. Court reconvenes with plaintiff(s), defendant(s) and counsel present as noted above.

The Court and counsel discuss exhibits to be offered by Plaintiff.

The Court directs counsel to meet and confer regarding objections to exhibits.

At 9:50 a.m. Court is in recess.

At 9:59 a.m. Court reconvenes with plaintiff(s), defendant(s) and counsel present as noted above.

The following plaintiff's exhibits are offered and received into evidence: 116, 157, 158, 159, 160, 161, 162.

Plaintiff's exhibit 325 is marked and received into evidence.

Plaintiff rest(s)

Mr. Pearce states that he will be making a motion for judgment and will be filing his motion for the court to review during the lunch break.

Mr. Pearce presents an opening statement on behalf of Defendants City of Bakersfield.

Defense witness, Gene Bogart is sworn and testifies.

At 10:59 a.m. Court is in recess.

At 11:16 a.m., Court reconvenes with plaintiff(s), defendant(s) and counsel present as noted above.

At 11:16 a.m., defense witness Gene Bogard, previously sworn, resumes the stand for further direct examination by Mr. Pearce on behalf of Defendant.

Exhibits are identified on a separate list attached.

Defendant's exhibits 1115, 1112, 1113, 1114, 1101 and 1107 are marked for identification.

At 11:51 a.m. Court is in recess.

At 1:34 p.m. Court reconvenes with plaintiff(s), defendant(s) and counsel present as noted above.

Defense witness, Gene Bogart, previously sworn, resumes the stand for further direct examination by Mr. Pearce on behalf of Defendant.

Defendant's exhibits 1102 and 1061 are marked for identification.

At 2:56 p.m. Court is in recess.

At 3:16 p.m. Court reconvenes with plaintiff(s), defendant(s) and counsel present as noted above.

Defendant's witness, Gene Bogart, previously sworn, resumes the stand for further direct examination by Mr. Pearce on behalf of Defendant.

Defendant's exhibits 1109, 1067 and 1069 are marked for identification.

At 4:20 pm, Court is adjourned until 12/04/2013 at 09:30 AM in Department 21.